

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48397 of 2019

Arising Out of PS. Case No.-23 Year-2013 Thana- MAHILA P.S. District- Saran

SATYA PRAKASH Son of Radhe Shyam Baitha Resident of at of Green
enclave, Kadama, Jamshedpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Awadhesh Kumar Singh, Mr. Subodh Kr. Jha
For the Opposite Party/s : Mr.Nityanand Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 376, 313 and 506/34 of the Indian Penal
Code.

The prosecution allegation in short is that the accused
person entered into the house in the name of mechanic and
committed rape on the informant.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 22.4.2019 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. After investigation, the police
submitted final form against the petitioner. The Court below



differed with the police report and took cognizance and hence the present application. There is no medical examination report in support of the allegations made by the informant. Due to previous enmity, the present case has been instituted.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R..

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge, Saran at Chapra in connection with Mahila P.S. Case No. 23/2013.

(Sudhir Singh, J)

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